

United States District Court for the Western District of Michigan

	REQUEST AND WRIT FOR GARNISHMENT (NON-PERIODIC)	CASE NO. 1:16-cv-100
Court address	• Zip code	Court telephone no.
399 Federal Bldg, 110 Michigan St, NW, Grand Rapids, MI 49503		(616) 456-2381
Plaintiff name and address (judgment creditor) TIERRA VERDE ESCAPE, LLC		Defendant name and address (judgment debtor) CHARLES T. NOCK 10201 Meandering Way Fort Smith AR 72903
Plaintiff's attorney, bar no., and address • Thomas A. Kuiper (P47285) • Kuiper Kraemer PC • 180 Monroe NW, Suite 400, Grand Rapids, MI 49503 • Telephone no. (616) 454-3700		Social security no. Account no. Garnishee name and address Regions Bank Messard Crossing 8385 Rogers Ave, Fort Smith, AR 72903

REQUEST

1. Plaintiff received judgment against defendant for \$ 550,000.00 on December 12, 2018.
 2. The amount of the unsatisfied judgment now due (including interest and costs) is •\$ 685,701.25.
 3. Plaintiff knows or with good reason believes that the garnishee is indebted to or possesses or controls property belonging to the defendant.
 4. **Plaintiff requests** a writ of non-periodic garnishment.
- I declare that the statements above are true to the best of my information, knowledge, and belief.

September 17, 2019

Date


 Plaintiff/Agent/Attorney signature
WRIT OF GARNISHMENT

To be completed by the court. See other side for additional information and instructions.

TO THE PLAINTIFF: You must provide all copies of the disclosure form (MC 14), 2 copies of this writ for serving on the garnishee, and any applicable disclosure fee. You are responsible for having these documents served on the garnishee within 91 days. If the disclosure states that the garnishee holds property **other than money** belonging to the defendant, you must motion the court within 56 days after the disclosure is filed for an order to apply the property toward the judgment.

TO THE DEFENDANT:

1. Do not dispose of any negotiable instrument representing a debt of the garnishee or any negotiable instrument of title representing property in which you claim an interest held in the possession or control of the garnishee.
2. You have **14 days** after this writ is mailed or delivered to you to file objections with the court. If you do not take this action within this time, without further notice, the property or debt held under this writ may be applied to the judgment **28 days** after this writ was mailed or delivered to the garnishee.

TO THE GARNISHEE:

1. Within **7 days** after you are served with this writ, you must deliver a copy of this writ to the defendant in person or mail a copy to his or her last known address by first class mail.
2. Deliver no tangible or intangible property and pay no obligation to the defendant unless allowed by statute or court rule.
3. Within **14 days** after you are served with this writ, you must deliver or mail copies of your verified disclosure (form MC 14) to the court, plaintiff/attorney, and defendant. A default may be entered against you for failure to comply with this order.
4. If indebted to the defendant, you must withhold an amount not to exceed the amount of the judgment stated in item 2. of the request. Payment of withheld funds must be made **28 days** after you are served with this writ unless notified that an objection has been filed.

You are ordered to make the payment withheld under this writ payable to

☐ the plaintiff☒ the plaintiff's attorney☐ the courtand mail it to: ☐ the plaintiff.☒ the plaintiff's attorney.☐ the court.

5. If you hold property other than money belonging to the defendant, do not transfer it until further order of the court.

9/20/2019

/s/ N. Stimec

Date of issue

Expiration date for service

Deputy court clerk